

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

STEVEN A. OREBAUGH, *et al.*,

Plaintiffs,

v.

Civil Action No. 3:12cv274

GLASSER AND GLASSER, P.L.C.,

Defendant.

PLAINTIFFS' CONSENT TO DEFENDANT'S MOTION TO TRANSFER VENUE

COMES NOW the Plaintiffs, STEVEN OREBAUGH AND ELIZABETH OREBAUGH ("Plaintiffs"), by counsel, and for their Response to Defendant's Motion to Transfer Venue, Plaintiffs hereby consent based upon the following reasons:

1. On April 13, 2012, Plaintiffs filed this action alleging that Defendant violated the Fair Debt Collection Practices Act, 15 U.S.C. §§ 1692, *et seq.*, ("FDCPA") by, among other things, failing to identify the correct creditor and by making false statements in connection with Defendant's attempt to collect an alleged delinquent home mortgage obligation.

2. In response to the Complaint, Defendant's filed a Motion to Transfer Venue from the Richmond Division of the Eastern District of Virginia to the Norfolk Division. In support of its Motion, Defendant contends that the convenience of the parties and the witnesses require transfer of this action to Norfolk Division.

3. A motion to transfer a case from one district court to another district court is addressed in 28 U.S.C. § 1404(a), which provides "[f]or the convenience of the parties and witnesses, in the interests of justice, a district court may transfer any civil action to any other district or division where it might have been brought or to any district or division to which all the

parties have consented.” 28 U.S.C. § 1404(a). Moreover, §1404 (a) “is intended to place discretion in the district court to adjudicate motions for transfer according to an individualized, case-by-case consideration of convenience and fairness.” *Stewart Org., Inc. v. Ricoh, Inc.*, 487 U.S. 22, 29 (1998).

4. Plaintiffs consent to Defendant’s request to transfer venue from the Eastern District of Virginia’s Richmond Division to the Norfolk Division.

CONCLUSION

5. Based on the consent of both parties to this action, Plaintiff requests that this action be transferred to the Norfolk Division of the United States District Court for the Eastern District of Virginia.

Respectfully submitted,

STEVEN A. OREBAUGH
and
ELIZABETH E. OREBAUGH
By Counsel

/s/

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CERTIFICATE OF SERVICE

I hereby certify that on the 4th of June, 2012, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing to (NEF) to the following:

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